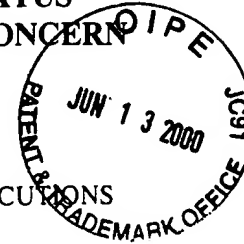


STATEMENT CLAIMING SMALL ENTITY STATUS
37 C.F.R. §§1.9(f) and 1.27(c)-SMALL BUSINESS CONCERN



Applicant or Patentee: Sam KINNEY, Jr. et al.

Application or Patent No.: 09/490,868

Filed or Issued: January 24, 2000

Title: METHOD AND SYSTEM FOR DISGUISED PRICE BIDDING IN ONLINE AUCTIONS

I hereby state that I am

- ☐ the owner of the small business concern identified below:
☒ an official of the small business concern empowered to act on behalf of the concern identified below:

NAME OF CONCERN: FreeMarkets, Inc.

ADDRESS OF CONCERN: One Oliver Plaza, 210 Sixth Avenue, Pittsburgh, Pennsylvania 15222

I hereby state that the above identified small business concern qualifies as a small business concern as defined in 13 C.F.R. §121, and reproduced in 37 C.F.R. §1.9(d), for purposes of paying reduced fees to the United States Patent and Trademark Office, in that the number of employees of the concern, including those of its affiliates, does not exceed 500 persons. For purposes of this statement, (1) the number of employees of the business concern is the average over the previous fiscal year of the concern of the persons employed on a full-time, part-time or temporary basis during each of the pay periods of the fiscal year, and (2) concerns are affiliates of each other when either, directly or indirectly, one concern controls or has the power to control the other, or a third party or parties controls or has the power to control both.

I hereby state that rights under contract or law have been conveyed to and remain with the small business concern identified above with regard to the invention, entitled METHOD AND SYSTEM FOR DISGUISED PRICE BIDDING IN ONLINE AUCTIONS

described in:

- ☐ the specification filed herewith with the title as listed above.
☒ the application identified above.
☐ the patent identified above.

If the rights held by the above identified small business concern are not exclusive, each individual, concern or organization having rights in the invention is listed below and no rights to the invention are held by any person, other than the inventor, who would not qualify as an independent inventor under 37 C.F.R. §1.9(c) if that person made the invention, or by any concern which would not qualify as a small business concern under 37 C.F.R. §1.9(d) or a nonprofit organization under 37 C.F.R. §1.9(e).

NAME:		
ADDRESS:		
<input type="checkbox"/> INDIVIDUAL	<input type="checkbox"/> SMALL BUSINESS CONCERN	<input type="checkbox"/> NON PROFIT ORGANIZATION
NAME:		
ADDRESS:		
<input type="checkbox"/> INDIVIDUAL	<input type="checkbox"/> SMALL BUSINESS CONCERN	<input type="checkbox"/> NON PROFIT ORGANIZATION

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small business entity is no longer appropriate. (37 C.F.R. §1.28(b)).

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true, and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

NAME OF PERSON SIGNING: Sam E. Kinney, Jr.

TITLE OF PERSON IF OTHER THAN OWNER: Executive Vice President

ADDRESS OF PERSON SIGNING: FreeMarkets, Inc., One Oliver Plaza, 210 Sixth Avenue

Pittsburgh, Pennsylvania 15222

SIGNATURE

DATE

6/7/00

#4

PATENT
ATTORNEY DOCKET NO.: 046700-5012

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Sam KINNEY, Jr. et al.

Serial No.: 09/490,868

Filed: January 24, 2000

For: METHOD AND SYSTEM FOR
DISGUISED PRICE BIDDING IN
ONLINE AUCTIONS



Group Art Unit: 2768

Examiner: Unassigned

Assistant Commissioner for Patents
Washington, D.C. 20231

DECLARATION FOR PATENT APPLICATION

Sir:

As a below-named inventor, I hereby declare that:

My residence, post office address, and citizenship are as stated below next to my name.

I believe I am an original, first, and joint inventor of the subject matter that is claimed and for which a patent is sought on the invention entitled **Method and System for Disguised Price Bidding in Online Auctions**, the specification of which is being filed concurrently herewith.

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, § 1.56(a).

I hereby declare that all statements made herein of my knowledge are true and that all statements made of information and belief are believed to be true; and further that these statements were made with a knowledge that willful false statements in like so made are punishable by fine or imprisonment, or both, under § 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent



issued thereon.

INVENTOR 1		
Family Name KINNEY, JR.	First Given Name Sam	Second Given Name E.
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Post Office Address 314 Maple Lane	City Sewickley	State Pennsylvania 15143
Date 6/7/00	Signature 	

INVENTOR 2		
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City Pittsburgh	State / Country Pennsylvania, U.S.A.	Citizenship U.S.A.
Post Office Address 5518 Ellsworth Avenue, Apt. 1	City Pittsburgh	State Pennsylvania 15232
Date 6/8/00	Signature 	

INVENTOR 3		
Family Name LEVIS III	First Given Name John	Second Given Name P.
City Pittsburgh	State / Country Pennsylvania, U.S.A.	Citizenship U.S.A.
Post Office Address 509 Amberson Avenue	City Pittsburgh	State Pennsylvania 15232
Date 6/8/00	Signature 	



PATENT
ATTORNEY DOCKET NO.: 046700-5012

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)	
)	
Sam KINNEY, Jr. et al.)	
)	
Application No.: 09/490,868)	Group Art Unit: 2768
)	
Filed: January 24, 2000)	Examiner: Unassigned
)	
For: METHOD AND SYSTEM FOR)	
DISGUISED PRICE BIDDING IN)	
ONLINE AUCTIONS)	

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

POWER OF ATTORNEY BY ASSIGNEE

The undersigned Assignee of the entire interest in the above-identified application hereby grants power of attorney to the registered practitioners of Morgan, Lewis & Bockius LLP included in the Customer Number provided below to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith, and direct that all correspondence be addressed to:

Customer Number 009629
Patent Support Unit
Morgan, Lewis & Bockius LLP
1800 M Street, N.W.
Washington, D.C. 20036-5869
202-467-7176 (facsimile)

Please direct all telephone calls to Mary Jane Boswell at 202-467-7646.



ATTORNEY DOCKET NO.: 046700-5012

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CERTIFICATE UNDER 37 C.F.R. § 3.73(b)

FreeMarkets, Inc., a United States corporation, certifies that it is:

1. ☒ an assignee of the entire right, title, and interest; or
2. ☐ an assignee of an undivided part interest

in the application identified above by virtue of:

- A. An assignment from the inventor(s) of the application identified above. The assignment was recorded as follows:

FROM	TO	REEL/FRAME NO.
		Reel: Frame:

OR

- B. A chain of title from the inventors, of the application identified above, to the current assignee as shown below:

1. From: Sam E. Kinney, Jr., Robert G. Stevens, and John P. Levis III
To: FreeMarkets, Inc.
The document was recorded in the Patent and Trademark Office at Reel _____,
Frame _____, or for which a copy thereof is attached.

- ☒ Copies of assignments or other documents in the chain of title are attached.

The undersigned (whose title is supplied below) is empowered to sign this certificate on behalf of the Assignee.

FreeMarkets, Inc.
One Oliver Plaza
210 Sixth Avenue
Pittsburgh, Pennsylvania 15222

By: _____

Sam E. Kinney, Jr.
Executive Vice President

Dated: _____

6/7/00